

May 20 2010

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANAIN THE SUPREME COURT OF THE STATE OF MONTANA  
SUPREME COURT CASE NO. DA 10 0224

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FILED

MAY 20 2010

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

IN THE MATTER OF THE ESTATE  
OF EVALYN VIRGINIA BURRELL,  
Deceased.

## NOTICE OF CROSS- APPEAL

NOTICE is given that Louis Burrell individually and as Personal Representative of the above-named estate, the Cross-Appellant above-named and who is the Personal Representative in that cause of action filed in the Nineteenth Judicial District, in and for the County of Lincoln, as Cause No. **DP-97-7**, and is the Defendant in the consolidated cause of action filed in the Nineteenth Judicial District, in and for the County of Lincoln, as Cause No. **DV-05-126** hereby cross-appeals to the Supreme Court of the State of Montana from the final judgment or order entered in such action on the 15<sup>th</sup> day of April 2010.

## THE CROSS-APPELLANT FURTHER CERTIFIES:

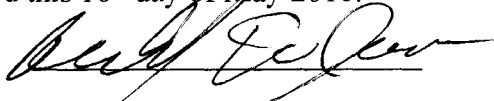
1. That this cross-appeal is subject to the mediation process required by M. R. App. P. 7. If subject to mediation, the money judgment being sought is not less than \$ 5,000.
2. That this cross-appeal is not an appeal from an order certified as final under M. R. Civ. P. 54(b).

1 3. That the notice required by M. R. App. P. 27 is not required in this matter.

2  
3 4. That there are no transcripts of the proceedings in this cause involving the issue(s)  
4 cross-appealed. The record has been requested by the Appellant.

5  
6 5. That included herewith is the filing fee prescribed by statute.

7  
8 Dated this 18<sup>th</sup> day of May 2010.

9 

10 Attorney for Louis Burrell

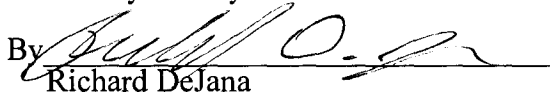
11 CERTIFICATE OF SERVICE

12 I hereby certify that I have filed a true and accurate copy of the foregoing NOTICE OF  
13 CROSS-APPEAL with the Clerk of the Montana Supreme Court and that I have served true and  
14 accurate copies of the foregoing NOTICE OF CROSS-APPEAL upon the Clerk of the District  
Court, each attorney of record, each court reporter from whom a transcript will be ordered, and each  
party not represented by an attorney in the above-referenced District Court action, as follows:

15 Susan Farmer  
16 Clerk of District Court, Lincoln County  
17 512 California Avenue  
Libby, MT 59923

18 KD Feedback  
19 P.O. Box 1715  
Helena, MT 59624-1715

20 DATED this 18<sup>th</sup> day of May 2010

21 By   
22 Richard DeJana